# BAKER BOTTS L.L.P. 30 ROCKEFELLER PLAZA NEW YORK, NEW YORK 10112

# TO ALL WHOM IT MAY CONCERN:

Be it known that I, WAYNE COHEN, a citizen of the United States, residing in Bangkok, Thailand, whose post office address is 44 Convent Road, Silom, Bangrak, 10500, Bangkok, Thailand, have invented an improvement in

# SHELL ARTICLE CONSTRUCTION

of which the following is a

### **SPECIFICATION**

### BACKGROUND OF THE INVENTION

[0001] The present inventor has originated designs which may be used in connection with decorative maracas, key chain, fobs, pens, Christmas ornaments and drink mixers.

The present invention is directed at means for mechanically fabricating such articles.

[0002] In my prior U.S. Patent No. 5,808,215 there is described a hollow musical instrument in the shape of an egg which is preferably fabricated by blow molding. As described in that patent, there have been known prior techniques for fabricating hollow shell structures using injection molded parts that are joined at a plane corresponding to the largest circumference of the shell.

NY02:290686 1 -1 -

[0003] It is an object of the present invention to provide a technique for fabricating hollow plastic shells which have decorative color schemes.

### SUMMARY OF THE INVENTION

[0004] In accordance with the invention there is provided a hollow shell article having at least two colors and formed of three or more joined molded plastic parts. A first end part has accessible internal and external partial shell surfaces. The first part has a first mating edge structure. A second end part is provided having accessible internal and external shell surfaces. The second part has a second mating edge structure. A third intermediate part is provided having an external shell surface and a cylindrical internal surface. The third part includes third and fourth mating edges arranged to engage the first and second mating edges respectively.

[0005] In one preferred arrangement one of the first and third mating edges has an external ledge, and the other of the first and third edges has an internal ledge. The ledges may be formed of a cylindrical surface and a perpendicular surface, which may be non-planar. In another arrangement one of the first and third mating edges is a ridge and the other of the first and third mating edges is a groove. The ridges and grooves may be defined by two cylindrical surfaces and a perpendicular surface, which may be non-planar.

[0006] According to the invention there is provided a hollow shell article having a first end part having an end shall portion having an edge. A tubular extension projects from the edge of the first end part. An intermediate part surrounds the tubular extension. A

second end part includes a second end shell portion having an edge with an interior mating structure for receiving the tubular extension.

[0007] In a preferred arrangement the intermediate part includes a bore closely surrounding the tubular extension. The intermediate part may be fabricated in a different color from the first end part. Two or more intermediate parts may be provided, and at least a portion of one of the intermediate parts may overlie a portion of the other intermediate part. The tubular extension may be provided with ridges and the intermediate part may have a central bore with an internal projection for engaging the ridges.

[0008] For a better understanding of the present invention, together with other and further objects, reference is made to the following description, taken in conjunction with the accompanying drawings, and its scope will be pointed out in the appended claims.

### BRIEF DESCRIPTION OF THE DRAWINGS

[0009] Figure 1 is a plane elevation view of a cocktail stirrer having a shell article fabricated in accordance with the present invention.

[0010] Figure 2 is plane elevation view of a maraca having a shell article fabricated in accordance with the present invention.

[0011] Figure 3 is a plane elevation view of a key chain fob or an ornament having a shell article fabricated in accordance with the present invention.

- [0012] Figure 4 is an exploded elevation plane view of a first embodiment of a shell article according to the present invention.
- [0013] Figure 4A is a detailed cross-section view of the edges of part of the article of Figure 4.
- [0014] Figure 4B is a detailed cross-sectional view of an alternate embodiment of the edges of the parts of the article of Figure 4.
- [0015] Figure 5 is an elevation plane view of the article of Figure 4 in an assembled condition.
- [0016] Figure 6 is a exploded elevation plan view of a second embodiment of a shall article according to the present invention.
- [0017] Figure 7 is a cross-sectional view of the Figure 6 article.
- [0018] Figure 8 is an exploded elevation plan view of a third embodiment of a shell article according to the present invention.
- [0019] Figure 9 is an assembled elevation plan view of the Figure 8 article.
- [0020] Figure 10 is an exploded elevation plan view of a fourth embodiment of a shell article according to the present invention.
- [0021] Figure 11 is an assembled elevation plan view of the Figure 10 article.
- [0022] Figure 11A is a partial cross-sectional view of the assembled Figure 10 article taken along a radial plane at lines A-A of Figure 11.

- [0023] Figure 11B is a detailed cross-sectional view of the assembled Figure 10 article taken along a radial plane at lines B-B of Figure 11.
- [0024] Figure 12 is a plan elevation view of a fifth embodiment of a shell article according to the invention.
- [0025] Figure 13 is an exploded view of the Figure 12 article.
- [0026] Figure 14 is an elevation plan view of a sixth embodiment of a shell article according to the invention.
- [0027] Figure 15 is a cross-sectional view of the Figure 14 article.
- [0028] Figure 16 is a plan elevation view of the top part of the Figure 14 article.
- [0029] Figure 17 is a detailed partial end view of the Figure 16 top member.
- [0030] Figure 18 is a top view of an intermediate part of the Figure 14 article.

## DESCRIPTION OF THE INVENTION

[0031] Figures 1-3 show examples of articles fabricated using a plastic multi-colored shell article according to the present invention. Figure 1 illustrates a cocktail stirrer 10 having an hollow spheroid multi-colored shell article 12 attached to a handle 14. Figure 2 shows a maraca or child's rattle 16 having a spheroid article 12 attached to a handle 18. Figure 3 shows a key chain fob or Christmas tree ornament 20 having a spheroid article 12 and an attachment ring 22.

[0032] The inventor has designed these and other novelty items using a shell article 12 which is multi-colored and intended to evoke recollections of a soft drink logo, a flag, or other familiar items. In connection with fabricating such shell articles, it is difficult to print or paint the multi-colored design on to a solid or two-piece plastic shell article, such as a blow molded egg or sphere, or a spheroid shell fabricated from two injection molded parts which are joined along a plane of maximum circumference or symmetry. The inventor has recognized that the most desirable appearance of the items can be realized when the shell article 12 is fabricated of three or more separate parts, each being fabricated of a color plastic having a selected color.

[0033] Figure 4 is an exploded view of a three-part fabrication of a first embodiment of the present invention. The shell article 12 is fabricated from a first partial spheroid end part 30, a second partial spheroid end part 34 and an intermediate part 32. In the preferred arrangement part 30 is red, part 32 is white and part 34 is blue. The parts are brought into junction with each other along an axis 33. Figure 5 is an elevation plane view of the assembled spheroid article. It will be recognized by those skilled in the art that variations, such as attachment holes and the like may be made to the spheroid article of Figure 5 in order to fabricate the articles of Figures 1, 2 and 3.

[0034] The article of Figures 4 and 5 is spherical, but those skilled in the art will recognize that following the invention the article may have a variety of shell shapes in addition to spherical, as will be described.

[0035] First end part 30 of article 12 has interior and exterior shell surfaces and has a first lower edge which is arranged to mate with the adjoining edge of intermediate

- 6 -

part 32. Since the internal and external surfaces of part 30 are spheroid, and part 30 consists of less than half a sphere, the part 30 may be formed by injection molding in a process where mold halves can separate from each other by moving in a direction corresponding to axis 33. The characteristic of the interior and exterior surfaces to be separated from a mold along one or more axes is referred to herein as "accessible". Second end part 34 is likewise fabricated and has accessible interior and exterior surfaces and a second upper mating edge. Intermediate part 32 includes a spheroid external surface and an internal surface which is cylindrical thereby to enable the part to be separated from a mold cavity by moving cavity halves in the direction of axis 33. Intermediate part 32 has a third upper mating edge arranged to mate with the first edge of part 30 and a fourth lower mating edge arranged to mate with the second edge of part 34. The article 12 of Figure 5 is preferably fabricated by applying adhesive to one edge of each pair of mating parts and joining the parts together.

[0036] Referring to Figure 4A there is shown a detailed cross-sectional view of one arrangement for interconnections of the first edge of end part 30 and third edge of intermediate part 32. The first lower edge of part 30 includes a ledge 35 formed on the exterior surface and having a cylindrical surface 36 which intersects a perpendicular surface 37. It will be recognized that surface 37 is not necessarily planar, and in the embodiment of Figure 4 follows the curve of the part edges and is therefore non-planar. Exterior ledge 35 on part 30 mates with interior ledge 38 on the third edge of intermediate part 32. Interior ledge 38 is formed by cylindrical surface 39 and perpendicular surface 41, which corresponds in shape to surface 37 and in the preferred

embodiment of Figure 4 is non-planar. As mentioned, the interior surface 40 of intermediate part 32 is substantially cylindrical or slightly conical to facilitate separation from an injection mold. Those skilled in the art will recognize that it is alternatively possible for the exterior ledge 35 to be provided on part 32 while the interior ledge 38 can be provided on part 30. The second edge of end part 34 which mates with the lower fourth edge of intermediate part 32 can be similarly formed.

[0037] Figure 4B shows an alternate construction for the mating edges of the parts of article 12. As shown in Figure 4B the first lower edge of end part 30' has an extending ridge 42 having an exterior cylindrical surface 45 and an interior cylindrical surface 47. Surface 45 intersects a perpendicular surface 46. The bottom of the ridge 42 is preferably perpendicular to surfaces 45 and 47 and may be a non-planar surface in connection with the preferred embodiment of Figure 4. Ridge 45 is arranged to be received in groove 44 on the upper third edge of intermediate part 32'. Part 32' includes an interior surface 40' which is substantially cylindrical in shape. Groove 44 includes cylindrical concentric opposed groove surfaces 48 and 49 and a bottom surface 50, which is preferably perpendicular to surfaces 48 and 49. The upper second edge of end part 34 and lower fourth edge of intermediate part 32 may be similarly formed. The ridges and grooves may be oppositely arranged on the mating edges.

[0038] Referring to Figures 6 and 7 there is shown a second embodiment of the invention in an example having the same external appearance as the article 12 of Figure 5. Article 60 includes a first end part 62, which includes a partial spherical shell portion and an extending tubular portion 64 which projects from the lower edge of the shell

portion. The second end portion 68 has an interior ridge 70 which is designed to receive the lower end of tubular portion 64. Intermediate part 66 may have a plane cylindrical interior surface 67 which is sized to closely surround tubular portion 64. The axial length of tubular portion 64 is designed to correspond to the length of intermediate part 66 so that the lower end of tubular portion 64 is received in ridge 70.

Figures 8 and 9 show respectively exploded and assembled elevation plan views 100391 of a shall article 80 which conveys the appearance of a burger with roll and toppings. The structure arrangement of article 80 are similar to those used in article 60 of Figures 6 and 7, except there are multiple intermediate parts in different colored plastic. Article 80 includes end part 82 with tubular extension 84, which may be cylindrical or other tubular shape. End part 92 includes an interior ridge arranged to receive the lower edge of tubular extension 84. End parts 82, 92 are molded of tan plastic to have the appearance of the top and bottom of a hamburger bun. Intermediate parts 86, 88 and 90 are respectively colored green (for lettuce), yellow (for cheese) and brown (for the Each has a central bore which receives extension 84. hamburger patty). intermediate parts may optionally have mating edges. It should be noted that in the assembled form shown in Figure 9 lettuce part 86 may optionally partially overlie parts of end part 82 and cheese part 88. Those skilled in the art will recognize that parts representing onion, tomatoes, etc. may be added.

[0040] Figures 10 and 11 show arrangements wherein color patterns which do not fully surround the article may be provided. Article 106 is an ovoid shell article having a central flag around the circumference. End part 102 has a tubular extension 104 which

receives three optionally colored intermediate parts 105, 106 and 107. Parts 105 and 107 have a triangular recess 108, 112 over which triangular projecting portion 110 of intermediate part 106 overlies in the assembled condition, as shown in the cross-sectional views of Figures 11A and 11B. The resulting article, as shown in Figure 11 exhibits a

[0041] Figures 12 and 13 show respectively a spherical article 120 with a separately colored circle 124 surrounded by contrasting color end parts 122, 126. Intermediate part 124 is formed with recessed portions 128 and 130, which are received into internal ledges on end parts 122, 126, so that only the central circle is seen in the assembled article.

[0042] Figures 14 to 18 illustrate a shell article 140 according to the invention made to appear as a hamburger, and arranged to be mounted on a handle to form a maraca. The shell article 140 additionally forms a cabasa as will be described.

[0043] Article 140 includes a top part 142 having the external appearance of a bun top and having a tubular extension 143. End 152 of the tubular extension 143 is received in a groove 154 around the upper edge of bottom member 144, which has the appearance of the lower part of a hamburger bun. Intermediate parts 146, 147, 148, 149 and 150 surround tubular extension 143 and have the external appearance of a hamburger patty, lettuce, tomato, cheese, sauce, etc.

[0044] The tubular extension 143 is provided with longitudinal ridges 156, as shown in Figures 16 and 17. At least one of the intermediate parts 149 has a central bore with at least one projection 158 extending into the central bore. In a preferred assembly

two or three color flag.

arrangement tubular extension 143 is glued into groove 154 after the intermediate parts are received thereon. The intermediate parts thereby are free to turn about tubular extension 143 independently or optionally together. Projection 158 provided on at least one intermediate part is sized to interfere slightly with longitudinal ridges 156, thereby producing a cabasa type sound when rotated. This feature can be in addition to providing pellets inside shell 140 providing a maraca sound.

[0045] While there have been described what are believed to be the preferred embodiments of the present invention, those skilled in the art will recognize that other changes and modifications may be made thereto without departing from the spirit of the invention, and it is intended to claim all such changes and modifications as fall within the true scope of the invention.